IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF NORTH CAROLINA CHARLOTTE DIVISION

3:08cv149

[consolidated cases 3:08cv149 & 3:08cv559]

DIAGNOSTIC DEVICES, INC.,)
Plaintiff,)
Vs.) ORDER
PHARMA SUPPLY, INC., et al.,)
Defendant.)))
DIAGNOSTIC DEVICES, INC.,)
Plaintiff,)
Vs.)
TAIDOC TECHNOLOGY CORP.,)
Defendant.)
)

THIS MATTER is before the court on the following motions:

- (#161) the Motion for Preliminary Injunction to Prevent Unauthorized Disclosure of Materials Subject to Protective Order by Diagnostic Devices, Inc.;
- (#162) the consent Motion for Extension of Time to file Dispositive Motions by National Home Respiratory Service, Inc., Pharma Supply, Inc., Frank P. Suess; and
- (#163) the Motion for Leave to File Excess Pages by National Home Respiratory Service, Inc., Pharma Supply, Inc., Frank P. Suess.

A hearing was conducted on February 6, 2012, and the following Order is entered in accordance with the decisions announced at such hearing:

ORDER

IT IS, THEREFORE, ORDERED that:

- (#161)the Motion for Preliminary Injunction to Prevent Unauthorized Disclosure of Materials Subject to Protective Order by Diagnostic Devices, Inc. is **DENIED**, and the production of documents is governed by the previously entered Protective Order and the Orders that issued from the bench February 6, 2012;
- (#162)the Consent Motion for Extension of Time to file Dispositive Motions by National Home Respiratory Service, Inc., Pharma Supply, Inc., Frank P. Suess. is **ALLOWED**. Trial remains scheduled for March 12, 2012, and such enlargements of time shall not be the basis for a continuance of trial; and
- (#163)the Motion for Leave to File Excess Pages by National Home Respiratory Service, Inc., Pharma Supply, Inc., Frank P. Suess. Is ALLOWED.

Signed: February 7, 2012

Max O. Cogburn Jr.